

# HOUSE . . . . . No. 1114

By Mrs. Harkins of Needham, petition of Lida E. Harkins and others relative to third party payments to cities, towns and regional school districts. Education.

## The Commonwealth of Massachusetts

### PETITION OF:

Lida E. Harkins	Susan W. Pope
Glenn Koocher	Louis L. Kafka
Patricia D. Jehlen	Karen Spilka
David Paul Linsky	Christine E. Canavan
Alice K. Wolf	Mark J. Carron

In the Year Two Thousand and Five.

### AN ACT RELATIVE TO THIRD PARTY PAYMENTS.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 Chapter 44, Section 72 of the General Laws, as most recently  
2 amended by section 50 of chapter 127 of the Acts of 1999, is  
3 hereby amended by striking the fifth sentence thereof and  
4 inserting the following:

5 Notwithstanding the provisions of any general or special law  
6 to the contrary, any funds received by a city, town or regional  
7 school district pursuant to the provisions of this section shall be  
8 considered unrestricted revenue of the city, town or regional  
9 school district; provided, that a city or town shall deposit in a sep-  
10 arate account for expenditure by the school committee no less  
11 than 50 percent of any such amount; provided further, that no  
12 school committee shall receive a smaller percentage of such  
13 amount than it received during fiscal year 2003; provided further,  
14 that a school committee may make expenditures from said sepa-  
15 rate account for any lawful educational purpose without further  
16 appropriation; provided further, that any expenditure from said  
17 account on items qualifying as net school spending shall supple-

18 ment, and not substitute for, the net school spending requirement  
19 of the district; and provided further, that the receipt of such funds  
20 shall not affect the calculation of the minimum required local con-  
21 tribution and state school aid as defined in section 2 of chapter 70.